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Attorney for Defendant

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

OMAR STRATMAN,)	
)	CASE NO. 3:02-cv-0290 (JKS)
Plaintiff,)	
)	
v.)	
)	
LEISNOI, INC., KONIAG, INC.,)	
and DIRK KEMPTHORNE,)	
Secretary of the Interior,)	
)	
Defendants.)	
_____)	

DEFENDANT KEMPTHORNE'S QUALIFIED NON-OPPOSITION TO STRATMAN'S
MOTION FOR AN ORDER RECALLING THE FILE IN CASE NO. A76-132 CV (JKS)

Defendant Kempthorne has no objection to the recalling of the file in Case No. A76-132.

However, plaintiff's proposed order provides:

Costs associated with returning the file to the Federal District Court, District of
Alaska, shall be borne by [strike as appropriate] the parties equally, Mr. Stratman,
the Court.

The recall of the file is sought for the convenience of plaintiff. Accordingly, defendant
Kempthorne's non-objection is conditioned on the order not providing that the costs shall be

borne by the parties equally.

In not objecting to the motion for recall of the case file defendant Kempthorne does not necessarily agree with plaintiffs' statement in the Motion that "[t]his matter is a continuation of the case cited in the caption."

Respectfully submitted this 29th day of March, 2007 .

S/ Bruce M. Landon
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 29th day of March, 2007, a copy of the foregoing Qualified Non-Opposition was served electronically to the following:

John R. Fitzgerald
Michael J. Schneider
Collin Middleton

s/ Bruce M. Landon
Bruce M. Landon